

Division of Solid and Hazardous Waste
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RECYCLING CENTER GENERAL APPROVAL

Under the provisions of N.J.S.A. 13:1E-1 *et seq.* and N.J.S.A. 13:1E-99.11 *et seq.* known as the Solid Waste Management Act and the New Jersey Statewide Mandatory Source Separation and Recycling Act, respectively, and pursuant to N.J.A.C. 7:26A-1 *et seq.* known as the Recycling Rules, this General Approval is hereby issued to:

S. ROTONDI & SONS, INC.

FACILITY TYPE:	Recycling Center
LOT NO.:	16
BLOCK NO.:	140
MUNICIPALITY:	Chatham Borough
COUNTY:	Morris
FACILITY REGISTRATION NO.:	1405001001

This general approval is subject to compliance with all conditions specified herein and all regulations promulgated by the Department of Environmental Protection.

This General Approval shall not prejudice any claim the State may have to riparian land, nor does it allow the holder to fill or alter, or allow to be filled or altered, in any way, lands that are deemed to be riparian, wetlands, stream encroachment areas or flood plains, or that are within the Coastal Area Facility Review Act (CAFRA) Zone or subject to the Pinelands Protection Act of 1979, nor shall it allow the discharge of pollutants to waters of this State without prior acquisition of the necessary grants, permits or approvals from the Department of Environmental Protection.

June 19, 2002
Issuance Date

Thomas Sherman
Assistant Director
Office of Permitting & Technical Programs

October 9, 2002
Modified Date

February 27, 2003
Modified Date

October 3, 2005
Expiration Date

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Scope of Approval

This approval, along with the referenced application documents herein specified, shall constitute the sole Recycling Center General Approval for the operation of a recycling center by S. Rotondi & Sons, Inc. (holder) located in Chatham Borough, Morris County, New Jersey. Any registration, approval or permit previously issued by the Division of Solid and Hazardous Waste or its predecessor agencies is hereby superseded.

This general approval does not convey any property rights of any sort, or any exclusive privilege. Failure to comply with all of the conditions specified herein may result in revocation of this approval and/or may result in such other regulatory or legal actions that the Department is authorized by law to institute, including but not limited to, civil and administrative penalty assessments.

This Recycling Center General Approval is a modification to the Approval originally issued to the facility on June 19, 2002.

October 9, 2002: The Recycling Center General Approval is modified to delete a site plan revision requirement and to delete the annual fee payment requirement. The Approval is also modified to extend the timeframe to submit a Stream Encroachment permit application and approval, a certification certifying that markers have been installed at the facility locating the NJFHADF line and a revised site plan.

February 27, 2003: The Recycling Center General Approval is modified with a new Section II for consistency with rule changes operative on December 17, 2002. Section III Condition 1 is modified to delete the expiration for the receipt of grass clippings as an approved recyclable material as the result of an Order issued on December 17, 2002 staying the application of N.J.A.C. 7:26A-4.5(a)6 to the facility.

Regulated Activities at the Recycling Center

Section I of this approval contains the general conditions applicable to all recycling centers. Section II of this approval contains general operating requirements for all recycling centers for receipt, storage, processing or transfer of Class C recyclable materials. Section III of this approval contains specific conditions applicable to the operations of the recycling center.

Recycling Center Description

S. Rotondi & Sons, Inc. owns and operates a recycling center for the receipt and transfer of leaves, grass clippings, brush and tree branches. The recycling center is located at 3 Watchung Avenue, in Chatham Borough on Block 140, Lot 16, in Morris County. This regional recycling center receives leaves, grass clippings, brush and tree branches in source separated and

commingled from Chatham Borough, various surrounding municipalities, waste haulers and landscapers. The recycling center is authorized to accept and transfer leaves, grass clippings, brush and tree branches 8:00 am to 5:00 pm Monday through Saturday. All leaves, grass clippings, brush and tree branches delivered to the recycling center are transferred to other recycling centers authorized to receive these materials for composting and or recycling. Firewood and other landscaping products such as mulch will be stored at the facility for sale to customers. Trucks containing source separated brush and tree parts may traverse Lot 16 to deliver the recyclable material to Lot 17 (an exempt operation) for recycling.

Section I - General Conditions Applicable to All Recycling Centers

1. Duty to Comply

Pursuant to N.J.A.C. 7:26A-3.1(a), all persons issued a general approval to operate a recycling center for Class B, Class C and/or Class D recyclable material pursuant to N.J.A.C. 7:26A-1 *et seq.* shall comply with all conditions of the approval.

2. Duty to Post a Sign

Pursuant to N.J.A.C. 7:26A-3.5(f), the holder of this general approval shall prominently post and maintain a legible sign, at or near the entrance to the recycling center, indicating that the recycling center is an approved New Jersey Department of Environmental Protection recycling center. The sign shall also indicate the following:

Hours of operation of the recycling center;
Listing of the source separated materials to be received;
The size, weight, or other restrictions regarding materials to be received;
The maximum amount of contaminants allowed in each load;
Warning that loads will be inspected and will be barred from offloading if the contaminant level is exceeded; and
Notice that the person offloading shall certify the amount of material per load, municipality of origin of the material and any other information contained on the Recyclable Material Receipt Form.

3. Duty to Reapply

- (a) Pursuant to N.J.A.C. 7:26A-3.6(a), application for renewal of this general approval shall be submitted at least three months prior to expiration of the current approval and shall comply with all requirements for renewal set forth in N.J.A.C. 7:26A-3.6 *et seq.* One copy of the application for renewal of the general approval shall be submitted by the applicant to the municipal clerk of the municipality in which the recycling center is located, and to the solid waste or recycling coordinator of the county in which the recycling center is located.
- (b) Pursuant to N.J.A.C. 7:26A-3.6(b), the applicant for renewal of this general approval shall certify in writing to the Department that there have been no changes in the operations of the recycling center since the issuance of the general approval in order to renew the approval in its existing form. In the event that there have been changes in the operations of the recycling center or where changes are planned, the application for renewal of a general approval shall be accompanied by a written request to modify the general approval in accordance with N.J.A.C. 7:26A-3.10.

- (c) Pursuant to N.J.A.C. 7:26A-3.6(c), in a case where the holder of this general approval does not comply with conditions 3(a) and (b) of this section and continues to operate without renewal of the general approval, the Department may take actions which include, but are not limited to, the following:
 - (1) Appropriate enforcement action including the assessment of penalties under N.J.S.A. 13:1E-9; and
 - (2) Require the holder of this general approval to file an application as a new applicant for a general approval in accordance with N.J.A.C. 7:26A-3.2 and pay the application fee as per N.J.A.C. 7:26A-2.
- (d) Pursuant to N.J.A.C. 7:26A-3.6(h), all persons granted a renewal pursuant to N.J.A.C. 7:26A-3.6(d) shall continue to pay the annual fee as specified in N.J.A.C. 7:26A-2.

4. Approval Modifications

- (a) Pursuant to N.J.A.C. 7:26A-3.10(a), the holder of this general approval shall obtain prior approval from the Department for any modification of the general approval.
- (b) Pursuant to N.J.A.C. 7:26A-3.10(b), modifications to the general approval to operate a recycling center which require the prior approval of the Department include the following:
 - (1) Any change affecting the conditions of this general approval; and
 - (2) Any change to the information submitted pursuant to N.J.A.C. 7:26A-3.2(a), 3.4, 3.8, 3.18 or 3.19, except that changes in end-market information submitted pursuant to N.J.A.C. 7:26A-3.2(a) 7 shall not require the prior approval of the Department but shall be handled in accordance with condition 4(e) of this section.
- (c) Pursuant to N.J.A.C. 7:26A-3.10(c), the holder of this general approval shall notify the Department in writing of the intended modification and shall update the information submitted pursuant to N.J.A.C. 7:26A-3.2(a), 3.4, 3.8, 3.18 or 3.19. The holder of this general approval shall also provide written notice to the solid waste or recycling coordinator of the applicable county of any request to modify a general approval.
- (d) Pursuant to N.J.A.C. 7:26A-3.10(e), the holder of this general approval shall not institute the modification until it receives written approval from the Department.
- (e) Pursuant to N.J.A.C. 7:26A-3.10(f), within one week of any change to the end-market information submitted to the Department pursuant to N.J.A.C. 7:26A-3.2(a)7, the holder of this general approval shall submit to the Department a written notification which details any change in the use of the recyclable material transferred from the recycling center to an end-market or in the end-market location to which the recyclable material is

transferred. The written notification shall be sent to:

New Jersey Department of Environmental Protection
Division of Solid and Hazardous Waste
Office of Permitting and Technical Programs
P.O. Box 414
Trenton, New Jersey 08625-0414

5. Approval Revocation

Pursuant to N.J.A.C. 7:26A-3.13(a), the Department may revoke this general approval upon a determination that the holder of the general approval has:

- (a) Violated any provision of N.J.S.A. 13:1E-1 *et seq.*, the New Jersey Statewide Mandatory Source Separation and Recycling Act, or any rule, regulation or administrative order promulgated pursuant to N.J.S.A. 13:1E-1 *et seq.* and the New Jersey Statewide Mandatory Source Separation and Recycling Act;
- (b) Violated any solid waste utility law at N.J.S.A. 48:2-1 *et seq.* or 48:13A-1 *et seq.*, or any rule, regulation or administrative order promulgated pursuant to N.J.S.A. 48:2-1 *et seq.* or 48:13A-1 *et seq.*;
- (c) Violated any provision of any laws related to pollution of the waters, air or land surfaces of the State or of any other State or Federal environmental laws including criminal laws related to environmental protection;
- (d) Refused or failed to comply with any lawful order of the Department;
- (e) Failed to comply with any of the conditions of this general approval issued by the Department;
- (f) Transferred a general approval to a new owner or operator pursuant to N.J.A.C. 7:26A-3.15 without the prior approval of the Department;
- (g) Has failed to obtain any required permit or approval from the Department or other State or Federal agency; or
- (h) Has committed any of the acts which are criteria for denial of a general approval set forth in N.J.A.C. 7:26A-3.11.

6. Transfers

- (a) Pursuant to N.J.A.C. 7:26A-3.15(a), this general approval shall not be transferred to a new owner or operator without the Department's prior approval.

- (b) Pursuant to N.J.A.C. 7:26A-3.15(a)1, a written request for permission to allow a transfer of this general approval must be received by the Department at least 60 days in advance of the proposed transfer of ownership or operational control of the recycling center. The request for approval shall include the following:
 - (1) The name, address and social security number of all prospective new owners or operators;
 - (2) A written certification by the proposed transferee that the terms and conditions contained in the general approval will be met by the proposed transferee; and
 - (3) A written agreement between the current owner or operator of the recycling center and the proposed new owner or operator containing a specific future date for transfer of ownership or operational control.
- (c) Pursuant to N.J.A.C. 7:26A-3.15(a)2, a new owner or operator may commence operations at the recycling center only after the existing approval has been revoked and a new approval is issued to the new owner or operator pursuant to N.J.A.C. 7:26A-3.5.
- (d) Pursuant to N.J.A.C. 7:26A-3.15(a) 3, the holder of this general approval remains liable for ensuring compliance with all conditions of the approval unless and until the existing approval is revoked and a new approval is issued to the new owner or operator pursuant to N.J.A.C. 7:26A-3.5.
- (e) Pursuant to N.J.A.C. 7:26A-3.15(a)4, compliance with the transfer requirements set forth in this subsection shall not relieve the holder of this general approval from the separate responsibility of providing notice of such transfer pursuant to the requirements of any other statutory or regulatory provision.
- (f) Pursuant to N.J.A.C. 7:26A-3.15(b), the transfer of a controlling interest in the stock or assets of the recycling center that is the subject of this general approval shall constitute a transfer of this general approval.

7. Operating Record and Reporting Requirements

- (a) Pursuant to N.J.A.C. 7:26A-3.17(a), the holder of this general approval shall maintain daily records of all materials received, stored, processed or transferred. Said records shall indicate, at a minimum:
 - (1) A daily record of the amounts of each recyclable material by type and municipality of origin which are received, stored, processed or transferred each day, expressed in tons, cubic yards, cubic feet or gallons. Those operators specifying this information in cubic yards shall also indicate the conversion ratio of the materials from cubic yards to tons;
 - (2) The name, address and telephone number of the end-markets for all recyclable

materials transported from the recycling center, including the amounts, in tons, cubic yards, cubic feet or gallons, transported to each end-market. Those persons specifying this information in cubic yards shall also indicate the conversion ratio of the materials from cubic yards to tons; and

- (3) The amount of residue disposed of, expressed in tons, cubic yards, cubic feet or gallons, including the name and New Jersey Department of Environmental Protection solid waste registration number of the solid waste collector/hauler contracted to provide the haulage/disposal service. Those persons specifying the amount of residue in cubic yards shall also indicate the conversion ratio of the residue from cubic yards to tons.
- (b) Pursuant to N.J.A.C. 7:26A-3.17(b), the holder of this general approval shall retain the information required pursuant to N.J.A.C. 7:26A-3.2(a)16iii for three calendar years following the calendar year for which reporting is required pursuant to condition 7(c) of this section.
- (c) Pursuant to N.J.A.C. 7:26A-3.17(c), the holder of this general approval shall submit an annual report containing monthly summary statements of the information required pursuant to in condition 7(a) of this section to the New Jersey Department of Environmental Protection, Division of Solid and Hazardous Waste, on or before March 1 of each year, for the previous calendar year. The summaries shall include the following:
 - (1) Monthly totals of the amount of recyclable material received from each customer by municipality of origin;
 - (2) Monthly totals of the amount of recyclable product transferred to each end-market; and
 - (3) The amount of residue disposed of during each month.
- (d) Pursuant to N.J.A.C. 7:26A-3.17(e), the holder of this general approval shall certify in writing to the Department that all residue generated at the recycling center has been disposed of in accordance with the solid waste management rules at N.J.A.C. 7:26. The certification shall be submitted annually as part of the annual report required at condition 7(c) of this section.
- (e) Pursuant to N.J.A.C. 7:26A-3.17(f), all information submitted to the Department pursuant to conditions 7(a) through (d) of this section shall be handled in accordance with the requirements of the Public Records law, N.J.S.A. 47:1-1 *et seq.* The Department will hold confidential all end-market information, as well as information pertaining to the municipality of origin of recyclable material, submitted pursuant to N.J.A.C 7:26A-3.2, 3.7, and 3.17 through 3.20 for a period of two years from the date on which the information is submitted to the Department, where specified as confidential by the applicant and where there are no health, safety or environmental concerns which require the release of the information, as determined by the

Department.

- (f) Pursuant to N.J.A.C. 7:26A-4.4 (a), the holder of this general approval shall provide a recycling tonnage report by February 1 of each year to all municipalities from which recyclable material is received in the previous calendar year. The report shall detail the amount of each source separated recyclable material, expressed in tons or cubic yards, brought to the recycling center, as well as the date on which the recyclable materials were delivered to the recycling center. Those persons specifying this information in cubic yards shall also indicate the conversion ratio of the materials from cubic yards to tons.

8. Conformance to District Solid Waste Management Plan

Pursuant to N.J.A.C. 7:26A-4.2, the recycling center shall not commence operations unless and until it is included in the applicable district solid waste management plan.

9. Uniform Construction Code

Pursuant to N.J.A.C. 7:26A-4.1(b), the construction of the recycling center that is the subject of this general approval shall be in conformance with the New Jersey Uniform Construction Code, N.J.S.A. 52:27D-119 *et seq.*, and the rules promulgated pursuant thereto.

10. Right of Entry

- (a) Pursuant to N.J.A.C. 7:26A-4.3(a), the New Jersey Department of Environmental Protection or an authorized representative acting pursuant to the County Environmental Health Act, N.J.S.A. 26:3A2-1 *et seq.* shall have the right to enter and inspect any building or other portion of the recycling center at any time in order to determine compliance with the provisions of all applicable laws or rules and regulations adopted pursuant thereto. This right to inspect includes, but is not limited to:
 - (1) Sampling any materials on site;
 - (2) Photographing any portion of the recycling center;
 - (3) Investigating an actual or suspected source of pollution of the environment; and,
 - (4) Ascertaining compliance or non-compliance with the statutes, rules or regulations of the Department, including conditions of the recycling center approval issued by the Department.
- (b) Pursuant to N.J.A.C. 7:26A-4.3(b), the right of entry specified in condition 10(a) of this section shall be limited to normal operating hours for the purpose of reviewing and copying all applicable records, which shall be made available to the Department during

an inspection and submitted to the Department upon request.

End of Section I

Section II - General Operating Requirements

(Modified February 27, 2003)

1. General Operating Requirements for All Recycling Centers

Pursuant to N.J.A.C. 7:26A-4.1(a), the recycling center shall be operated in compliance with the following operational standards:

- (a) All recyclable materials received, stored, processed or transferred at the recycling center shall conform to the following criteria:
 - (1) The recyclable materials shall have been separated at the point of generation from other waste materials or separated at a permitted solid waste facility authorized to separate recyclable materials from the incoming waste stream;
 - (2) The recyclable materials shall consist only of recyclable materials which the Department has approved at Section III of this general approval, pursuant to N.J.A.C. 7:26A-3, for receipt, storage, processing or transfer at the recycling center; and
 - (3) Recyclable materials may be commingled to the extent authorized in this general approval in Section III.
- (b) Residue shall not be stored on site for a period in excess of six months;
- (c) All residue shall be removed from the recycling center site in accordance with each district's waste plan;
- (d) All residue shall be stored separately from recyclable material and in a manner which prevents run-off, leakage or seepage from the residue storage area into, on or around the soil of the residue storage area;
- (e) The operation and related activities of the recycling center shall be in conformance with all applicable Federal and State laws and regulations;
- (f) The recycling center shall be operated in such a manner that the recycling center property is maintained free of litter and debris and such that tracking of mud into nearby streets is prevented;
- (g) Traffic associated with the operation of the recycling center shall not result in an unacceptable decrease in the existing level of service described and defined in the New Jersey Department of Transportation Highway Access Management Code at N.J.A.C. 16:47 of any major intersection or public roadway within a one-half mile radius of the recycling center;

- (h) Recycling center operations shall be separated from any and all adjacent residential, commercial and/or other sensitive land uses through the establishment of an effective visual screen buffer;
- (i) The entrance to the access road shall be fenced or otherwise secured to prevent unauthorized access to the site;
- (j) To provide sufficient support for vehicles, to prevent the tracking of soil onto public roads and to minimize the generation of dust, those areas of the recycling center subject to vehicular usage shall be suitably compacted and where necessary paved; and
- (k) An adequate water supply and fire-fighting equipment shall be readily available to extinguish any fires. The telephone number of the local fire department shall be posted at the entrance to the recycling center.

2. General Operating Requirements for Recycling Centers Transferring Yard Trimmings

- (a) Pursuant to N.J.A.C. 7:26A-3.8(c), a fire control plan for the recycling center shall be filed with and approved by the local fire official or other person of competent jurisdiction and shall be filed with the local municipal code enforcement officer prior to operating the recycling center.
- (b) Pursuant to N.J.A.C. 7:26A-4.5(a) the recycling center shall be operated in compliance with the following:
 - (1) Operation of the recycling center shall be under the supervision and control of a properly trained individual during all hours of operation, and access to the recycling center shall be prohibited when the recycling center is closed.
 - (2) Yard trimmings shall be received only during times when the recycling center operator or owner is present.
 - (3) All yard trimmings delivered to the recycling center for processing shall be removed from bags, boxes or similar containers prior to any processing steps except that yard trimmings in biodegradable bags need not be removed from such bags if the processing equipment provides for a shredding or cutting action. All discarded bags, boxes and similar containers shall be placed in a suitable refuse receptacle in the staging area of the recycling center for removal to an off-site disposal facility in accordance with the applicable district waste management plan.
 - (4) If the incoming material contains grass, it shall be accepted only in areas of the site that are at least 1,000 feet from any areas of human use or occupancy, and

processing of such material shall begin on the day of receipt. **(Condition stayed per December 17, 2002 Order on S. Rotondi & Sons, Inc.'s Motion to NJDEP for a Stay of N.J.A.C. 7:26A-4.5(a)6)**

- (5) In addition to the record-keeping requirements of N.J.A.C. 7:26A-3.17, the recycling center shall maintain the following records:
 - (i) The quantity of yard trimmings received daily, expressed as cubic yards of leaves, grass and/or brush;
 - (ii) The source of yard trimmings received daily; and
- (6) The following information shall be made available for inspection by the Department pursuant to N.J.A.C. 7:26A-4.3:
 - (i) The quantity, type and source of incoming material;
 - (ii) The quantity and types of recovered recyclables;
 - (iii) The quantity of disposed residue, and sites receiving residue; and
- (7) The recycling center shall submit to the Department within one year of receipt of its general approval to operate, a final closure plan containing a schedule and description of the steps necessary to close the recycling center including the estimated cost of closure and a description of the means by which the closure will be financed.
- (8) The recycling center shall notify the Department in writing at least 60 days prior to the proposed closure date for the recycling center.
- (9) The recycling center shall publish a notice of closure in a newspaper of general circulation in the district where the recycling center is located and in districts or communities sending at least 25 percent of their yard trimmings to the recycling center. Such notice shall be published at least 15 days prior to closure.
- (10) Within 30 days of ceasing operation, all residuals, unprocessed yard trimmings, and recyclables shall be removed from the site and recycled or disposed as appropriate.
- (11) The Department shall determine that a recycling center is considered closed when all the requirements of the closure plan have been met.

End of Section II

Section III - Specific Conditions Applicable to the Recycling Center

1. Approved Recyclable Materials

The following recyclable materials may be received at this recycling center and transferred to other authorized recycling centers:

- Leaves
- Grass clippings
- Brush
- Tree Branches

The listed recyclable materials may be received in a commingled manner.

(Modified February 27, 2003)

2. Contaminants

The maximum amount of contaminants allowed in each load of recyclable materials shall be limited to 1% by volume. The term contaminants in this document shall mean any material that is not included in the Approved Recyclable Materials list identified at condition 1 of this section.

3. Approved Designs, Plans and Reports

- (a) The holder of this general approval shall operate the recycling center and construct or install associated appurtenances thereto, in accordance with the provisions of N.J.A.C. 7:26A-1 *et seq.*, the conditions of this general approval, and the following general approval application documents, which are incorporated herein by reference:
 - (1) Application for General Approval to Operate a Recycling Center at S. Rotondi & Sons, Inc. Chatham Recycling Facility, dated April 5, 2002 prepared by Dewling Associates, Inc.;
 - (2) Morris County Municipal Utility Authority letter dated April 5, 2002 prepared by Larry Gindoff and addressed to John Castner, Director, Division of Solid and Hazardous Waste;
 - (3) Operations and Maintenance Plan for S. Rotondi & Sons, Inc. Chatham Recycling Facility, dated April 5, 2002 prepared by Dewling Associates, Inc. submitted with letter dated April 23, 2002;
 - (4) The following full size drawings prepared by Dewling Associates, Inc. and signed and sealed by Randall E. Vieser, P.E.:

Drawing Sheet No. 2000-1, Site Plan, Borough of Chatham, Morris County, NJ for S. Rotondi & Sons, Inc., dated **January 30, 2003**, last revision 3 dated **1/30/03**.

(Modified February 27, 2003)

- (b) In case of conflict, the conditions of this approval shall have precedence over the general approval application documents listed above and the most recent revisions and supplemental information approved by the Department shall prevail over prior submittals and designs.
- (c) One complete set of the general approval application documents listed in conditions 3(a)(1) through (4) of this section above, this general approval, and all records, reports including the information required at condition 7(a) of Section I and plans as may be required pursuant to this approval shall be kept on file at the recycling center and shall be available for inspection by authorized representatives of the Department or delegated agents upon presentation of credentials.
- (d) **(Deleted February 27, 2003)**
- (e) **(Deleted February 27, 2003)**
- (f) **(Deleted February 27, 2003)**
- (g) **(Deleted February 27, 2003)**
- (h) Within thirty (30) days of the date of issuance of this general approval, the holder of this general approval shall submit to the Division of Solid and Hazardous Waste, Bureau of Resource Recovery and Technical Programs a valid Fire Control Plan that is approved by the local fire code official.
- (i) (Deleted 10/09/02)

4. Approved Operations

(a) Hours of Operation

All recycling center operations shall be limited to the following schedule:

Monday through Saturday 8:00 am to 5:00 pm

(b) Material Deliveries

Material deliveries to the recycling center shall be scheduled in such a manner as to minimize truck queuing on the recycling center property. Under no circumstances shall delivery trucks be allowed to back-up or queue onto public roads.

(c) Maximum Hourly and Daily Capacity

Truck traffic associated with recycling operations on Lots 16 and 17 shall be limited to a maximum hourly rate of 39 trucks per hour. Recycling operations on both Lots 16 and 17 are further limited to 260 tons per day of recyclable materials.

(d) Equipment Requirements

- (1) The following equipment or equivalent shall be available for site operations and shall be maintained in operable condition:

721 Case Rubber Tire Loader
821B Case Rubber Tire Loader
655A Ford Backhoe
1 - 20 yard Mack Tandem
2 - 65 yard Pushout Trailers with Prime movers
4 - 65 yard Dump Trailers with Prime movers
2 - 100 yard Walking Floor Trailers with Prime movers
2 - 105 yard Walking Floor Trailers with Prime movers

- (2) Requisite recycling center operations shall not be delayed or neglected for lack of required equipment or for equipment down time.

(e) Operating Area Maintenance

- (1) Those areas of the site subject to vehicular usage shall be maintained suitably compacted, and when necessary surfaced in accordance with N.J.A.C. 7:26A-4.5(a)6, to provide ample vehicular support in all weather conditions that allows operating equipment to perform all operational requirements contained in this General Approval;
- (2) Site grading (and any future re-grading) shall be performed in accordance with the site plan dated 1/21/91, last revised 5/3/91, prepared by Keller & Kirkpatrick for a Stream Encroachment permit for the facility. All recyclable material tipping/transfer areas and access road(s) shall be maintained for the life of the recycling center in a manner that prevents the accumulation or ponding of surface water.

(f) Incoming Materials Inspection and Handling

Materials staging, inspection and transfer shall be conducted only in areas specifically designated for such staging, inspection and processing shown on the approved site plans listed in condition 3(a)(4) of this section. Each load shall be inspected in accordance with the inspection plan stated in the Application for General Approval to Operate a Recycling Center at S. Rotondi & Sons, Inc. Chatham Recycling Facility, dated April 5, 2002 referenced in condition 3(a) of this

section. This plan specifies that contaminants, brought to the facility in deliveries, shall be removed from the loads after tipping. After the inspection of the incoming material, material unloading, material staging, material separation, material storage and material transfer must adhere to the following:

- (1) Loads of source separated leaves and loads containing leaves commingled with brush and/or tree branches shall be directed to be unloaded at the Vegetative Waste Tipping Area. Brush and/or tree branches may be separated from commingled loads into separate forms as needed. Leaves, brush and/or tree branches and leaves commingled with brush and/or tree branches shall be transferred to other recycling centers authorized to receive this material within 24 hours of receipt. Recyclable material stockpiles shall not exceed ten (10) feet in height.
- (2) Loads of source separated grass clippings and loads containing grass clippings commingled with leaves, brush and/or tree branches shall be directed to be unloaded at the Vegetative Waste Tipping Area. Brush and/or tree branches may be separated from commingled loads into separate forms as needed. Grass clippings and loads of grass clippings commingled with leaves shall be transferred from the recycling center within the day of receipt. Brush and/or tree branches shall be transferred within 24 hours of receipt. These materials shall be transferred to other recycling centers authorized to receive these materials. Recyclable material stockpiles shall not exceed ten (10) feet in height.
- (3) Loads of brush and/or tree branches shall be directed to be unloaded at the Vegetative Waste Tipping Area. Brush and/or tree branches shall be transferred from Lot 16 within 24 hours of receipt. Recyclable material stockpiles shall not exceed ten (10) feet in height.

(g) Facility Operations

Material storage and transfer shall be conducted within the confines of Lot 16, Block 140 identified on the approved site plans as cited at condition 3(a)(4) of this section and as further restricted by the NJFHADF lines. **S. Rotondi & Sons, Inc. shall not receive, deposit, store or transfer any materials within the NJFHADF areas.** Expansion of such activities beyond the designated areas shall require the approval of the Department. **(Modified February 27, 2003)**

(h) Firewood and Product Stockpiles

- (1) Product stockpiles shall not exceed ten (10) feet in height.
- (2) Firewood stockpiles shall not exceed five (5) feet in height.
- (3) Location of firewood and product stockpiles shall not interfere with the daily receipt and transfer of the approved recyclable materials.

(i) Residue

Residue, being the material that is removed from the source separated or commingled recyclable material and is subsequently subject to disposal, inclusive of contaminants, shall not exceed 1% by volume of the total volume of the recyclable material accepted during the year the material containing that residue was received. For the purpose of definition, the year shall start with the first day of the fall season on which leaves are received and end on the same day in the following year.

(j) Dust Control

Methods of effectively controlling dust shall be implemented at the recycling center in order to prevent off-site migration.

(k) Horizontal Controls

Horizontal control points for all operational areas shall be established and maintained on site. Permanent horizontal limitation markers shall be set at the corners of the operational areas as depicted on the approved site plans. Additionally, the markers established and set by the surveyor (noted at condition 3(g) of this section) for the NJFHADF line shall be maintained for the life of the recycling center. Within thirty (30) days from the date of the surveyor setting the noted markers, a joint site inspection between the holder of the general approval and representatives of the Department shall be scheduled by the holder of the general approval for the purpose of confirming the installation of the markers. (Modified 10/09/02)

End of Section III